

**In the
Indiana Supreme Court**



IN THE MATTER OF
THE APPOINTMENT OF
J. PHILIP MCGRAW
AS SENIOR JUDGE IN THE
LAKE SUPERIOR COURT
CIVIL DIVISION ROOM 7

Cause No. 94S00-0912-MS-573

ORDER APPOINTING SENIOR JUDGE

The Judge of the Lake Superior Court, Civil Division, Room 7, the Honorable Jeffery J. Dywan, has requested the appointment of Senior Judge J. Philip McGraw for service in 2010, pursuant to Ind. Code §33-23-3-1.

This Court adopted revisions to Administrative Rule 5 on December 3, 2003, which made certain changes to the senior judge program in recognition of the importance of senior judges to the administration of justice in Indiana trial courts. Accordingly, we find that Judge Dywan has demonstrated the need for additional judicial resources. Senior Judge McGraw has been certified as a senior judge by the Judicial Nominating Commission pursuant to Ind. Code §33-27-4-1. This Court may re-examine the appointment made herein at a later date in light of other circumstances, and make adjustments accordingly.

IT IS, THEREFORE, ORDERED that Senior Judge J. Philip McGraw is appointed to serve in the Lake Superior Court, Civil Division, Room 7 at the discretion of the Judge of the court. This appointment shall remain in effect until **December 31, 2010**. Pursuant to Ind. Code §33-23-3-5, the senior judge appointed by this Court in this Order may not be compensated as

senior judge for more than one hundred (100) days in the aggregate during the 2010 calendar year.

The appointment is contingent upon senior judge day limits established by this Court through separate Orders, and **it shall be incumbent upon the presiding judge of the court to ensure that his court complies with the Orders setting senior judge day limits.** Pursuant to Admin. R. 5(B)(4) a senior judge shall have the same jurisdiction as the presiding judge of the court where the senior judge is appointed, but only during the days that the senior judge is serving in such court. Additionally, Admin. R. 5(B)(4) provides that a senior judge who has been appointed to serve in a court shall have the same jurisdiction as the regular judge of the court where he is serving to officiate at marriages at any time during the appointment. A senior judge may retain jurisdiction in an individual case beyond the day of service if the order of the presiding judge of the court in which the case is pending so orders.

The Clerk of this Court is directed to forward a certified copy of this order to the Honorable Jeffery J. Dywan, Lake Superior Court, 2293 North Main Street, Crown Point, IN 46307; the Honorable J. Philip McGraw; to the clerk of the Clerk of the Lake Superior Court, Civil Division, Room 7; the Indiana Judicial Center; to the Judicial Qualifications Commission; and to the Division of State Court Administration, Payroll Section. The Clerk is also directed to post this Order to the Court's website.

The clerk of the Lake Superior Court is directed: 1) to distribute a copy of this order to the presiding judge of the Lake Superior Court, Civil Division, Room 7; 2) to enter this Order in the Record of Judgments and Orders of the court, and 3) to post this Order for public inspection.

DONE at Indianapolis, Indiana this 30th day of July, 2010.

RT Shepard

Randall T. Shepard
Chief Justice of Indiana